Art Unit

2451

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gregory Hagan Moulton, et al.

Serial No.: 09/777,002

Filed: February 5, 2001

Confirmation No.: 5465

For: SYSTEM AND METHOD FOR INTELLIGENT,

GLOBALLY DISTRIBUTED NETWORK STORAGE

Examiner: Phillips, Hassan A

Patent No.: 7,509,420

Issue Date: 03/24/2009

## REQUEST FOR A CERTIFICATE OF CORRECTION UNDER 37 C.F.R. § 1.322

Attention: Certificate of Corrections Branch

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

#### Dear Commissioner:

In accordance with the provisions of 37 C.F.R. § 1.322, which implements 35 U.S.C. § 254, the Director is respectfully requested to issue a Certificate of Correction in the above-identified patent, to correct mistakes made by, and disclosed in the records of, the United States Patent and Trademark Office in the printing of the Letters Patent. The enclosed Patent and Trademark Office Form PTO/SB/44 reflects the desired corrections.

The above-identified patent failed to reflect related U.S. application data from which the above-identified patent claims benefit. Patentee is herewith submitting an updated filing receipt mailed from the USPTO on May 25, 2001 in which the USPTO acknowledged Patentee's domestic priority claim.

The Commissioner is hereby authorized to charge payment of any of the following fees that may be applicable to this communication, or credit any overpayment, to Deposit Account No. 23-3178: (1) any filing fees required under 37 CFR § 1.16; (2) any patent application and reexamination processing fees under 37 CFR § 1.17; and/or (3) any post issuance fees under 37 CFR § 1.20. In addition, if any additional extension of time is required, which has not otherwise been requested, please consider this a petition therefore and charge any additional fees that may be required to Deposit Account No. 23-3178.

Dated this 6th day of May, 2009.

Respectfully submitted,

/Sara D. Jones/ Reg. No.: 47,691 Sara D. Jones Attorney for Applicant Registration No.: 47,691 Customer No. 022913

WORKMAN NYDEGGER 1000 Eagle Gate Tower 60 East South Temple Salt Lake City, UT 84111 Phone: 801-533-9800

Fax: 801-328-1707

SDJ:vlr

Transmitted: REQUEST FOR A CERTIFICATE OF CORRECTION UNDER 37 C.F.R. § 1.322 and PTO/SB/44

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(Also Form PTO-1050)

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

_		-		
Page	1	ot	1	

PATENT NO. : 7,509,420

APPLICATION NO.: 09/777,002

ISSUE DATE: March 24, 2009

INVENTOR(S) : Moulton et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

#### Title Page

On left hand side, after line 19, i.e., Section (22), insert

Related U.S. Application Data

(60) Provisional application No. 60/245,920, filed on Nov. 06, 2000, and provisional application No. 60/183,762, filed on Feb. 18, 2000.

MAILING ADDRESS OF SENDER (Please do not use customer number)

R. Burns Israelsen, Esq. WORKMAN NYDEGGER 1000 Eagle Gate Tower 60 East South Temple Salt Lake City, Utah 84111

This collection of information is required by 37 CFT 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND** TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



JUN 01 20**01** 



United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 2023I

www.uspto.gov

APPLICATION NUMBER FILING DATE GRP ART UNIT FIL FEE REC'D ATTY.DOCKET.NO DRAWINGS TOT CLAIMS IND CLAIMS 09/777,002 02/05/2001 2185 559 **UND005** 31

**CONFIRMATION NO. 5465** 

**UPDATED FILING RECEIPT** 

William J. Kubida, Esq. Hogan & Hartson, LLP Suite 1500 1200 17th Street Denver, CO 80202

OC000000006120094\*

Date Mailed: 05/25/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER. FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

#### Applicant(s)

Gregory Hagan Moulton, Irvine, CA; Stephen B. Whitehill, Tustin, CA;

#### Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/183,762 02/18/2000 AND CLAIMS BENEFIT OF 60/245,920 11/06/2000

#### Foreign Applications

If Required, Foreign Filing License Granted 03/13/2001

Projected Publication Date: 08/08/2002

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

## System and method for intelligent, globally distributed network storage

### Preliminary Class

711

Data entry by: MONTIEL, YANIRA

Team: OIPE

Date: 05/25/2001



# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

#### PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents Office of Initial Patent Examination Customer Service Center Washington, DC 20231